

**Court No. - 45**

**Case :-** CRIMINAL APPEAL No. - 2669 of 2020

**Appellant :-** Ashok Gupta

**Respondent :-** State of U.P.

**Counsel for Appellant :-** Shashi Kant Srivastava, Mani Kant Srivastava

**Counsel for Respondent :-** G.A.

**Hon'ble B. Amit Sthalekar, J.**

**Hon'ble Shekhar Kumar Yadav, J.**

Heard learned counsel for the appellant and the learned A.G.A. for the State.

This appeal has been filed by the appellant Ashok Gupta against the judgement and order dated 12.03.2020 passed by Additional Session Judge, Court No.4, Moradabad in Session Trial No.16 of 2016 (State of U.P. vs. Ashok Gupta) arising out of Case Crime No. 181 of 2015, under Section 302 I.P.C., Police Station Gal Shahid, District Moradabad and Session Trial No.13 of 2016 (State of U.P. vs. Ashok Gupta) arising out of Case Crime No.182 of 2015, under Section 4/25 Arms Act, Police Station Gal Shahid, District Moradabad.

Admit.

Let the lower court record be summoned within six weeks.

List immediately thereafter.

The bail application of the appellant shall be considered after receipt of the lower court's record.

In the meantime, learned AGA may file response.

In case the lower court's record is not made available in the High Court within the stipulated period, the District Judge, Moradabad shall submit his report indicating which staff or officer is obstructing the sending of the lower court's record to this court so that appropriate disciplinary action be ordered against such staff/officer.

Office is directed to send a copy of this order to the District Judge, Moradabad within 48 hours through FAX for compliance.

**Order Date :-** 6.10.2020

Ajeet